

I hereby certify that this correspondence is being filed by courier delivery addressed to the Examiner on behalf of the Commissioner of Patents and Trademarks, the courier shipment for next day delivery sent on the date indicated below.

Signed: \_\_\_\_\_

Peter K. Treyna (Reg. No. 32,001)

Date: \_\_\_\_\_

October 28, 2002

PATENT

Paper No.

File: Graff-P2-95

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor	:	GRAFF, Richard A.
Serial No.	:	09/134,453
Filed	:	14 August 1998
For	:	COMPUTERS MAKING FINANCIAL ANALYSIS OUTPUT HAVING PROPERTY VALUATIONS
Group Art Unit	:	2761
Examiner	:	N. Rosen

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Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

S I R :

Transmitted herewith for filing in the above-identified patent application are the following:

1. Response to Notification of Non-Compliance; and
2. Appeal Brief (in triplicate).

The Commissioner is hereby authorized to charge any fees associated with the above-identified patent application or credit any overcharges to Deposit Account No. 50-0235.


Please direct all correspondence to the undersigned at the address given

below.

Date: October 28, 2002

P.O. Box 7131  
Chicago, IL 60680-7131  
(312) 240-0824

Respectfully submitted,

A handwritten signature in black ink, appearing to read "PKT", written over a horizontal line.

Peter K. Trzyzna  
(Reg. No. 32,601)

I hereby certify that this correspondence is being filed by courier delivery addressed the Examiner on behalf of the Commissioner of Patents and Trademarks, the Courier shipment for next day delivery sent on the date indicated below.

Signed:

Peter K. Trzyna (Reg. No. 32,601)

Date:

01/14/2002

PATENT

Paper No.

File: Graff-P2-98

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor : GRAFF, Richard A.  
Serial No. : 90/134,453  
Filed : 14 August 1998  
For : COMPUTERS MAKING FINANCIAL ANALYSIS  
OUTPUT HAVING PROPERTY VALUATIONS  
Group Art Unit : 2761  
Examiner : N. Rosen

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF NON-COMPLIANCE**

S I R :

In response to the Office Action mailed 21 October 2002, an objection has been raised to the brief. The Examiner contends that the brief fails to provide a concise statement of the issues pursuant to 35 C.F.R. Sec. 1.1929(c)(6), in view MPEP 1206.

In response, the objection is respectfully traversed.

It is improper to object to a brief based on the MPEP where the brief as originally filed met all requirements of the CFR. The only requirement of this section of the Federal Regulations is "a concise statement of issues presented for review." A concise statement of issues presented for review was provided in the brief at pages 62-71.

The brief was rejected based solely on the MPEP, and this is improper as a

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matter of law. The MPEP is an examination procedure manual of the Patent Office, not Federal law.

Nonetheless, to avoid any further delay, the issues previously presented have been presented again posed in question form, with 3 more copies of the 288 page brief being provided herewith.

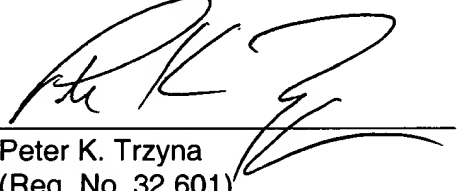
The approach of using a question form is pursuant to a brief conversation with the always-helpful Examiner Rosen who, despite the hard fought nature of the instant case, is most respected for his thorough, competent, and professional approach.

The brief complies with, and satisfies, all requirements of Federal law and is believed to be in condition for consideration by the Board. Allowance, and favorable action is requested.

If the prosecution of this case can be in any way advanced by a further telephone discussion, the Examiner is requested to call the undersigned at (312) 240-0824.

Respectfully submitted,

Date. October 28, 2002

  
Peter K. Trzyna  
(Reg. No. 32,601)

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